



H-A- #4 Sector \$
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of

Edward CUMMING

Application No. 09/730,628

Filed: December 5, 2000

For: BREATHING APPARATUS



Examiner: Not Assigned

Art Unit: 3761

Docket No. MEWBP001

Date: March 29, 2001

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on March 29, 2001.

Signed:

Diane Schwanbeck

RESPONSE TO NOTICE TO FILE MISSING PARTS

Commissioner for Patents
Attention: Box Missing Parts
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application--Filing Date Granted dated January 30, 2001, Applicant hereby attaches the signed Declaration and Power of Attorney form and the copy of the Notice to be returned with this response.

Also attached is our Check No. 5040 for \$65.00 in payment of the surcharge. The Commissioner is authorized to charge any other fees that may be due to our Deposit Account No. 50-0805 (Order No. MEWBP001).

Respectfully submitted,
MARTINE PENILLA & KIM, LLP

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/730,628	12/05/2000	Edward Cumming	MEWBP001

25920
MARTINE PENILLA & KIM, LLP
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CONFIRMATION NO. 9458
FORMALITIES LETTER



OC00000005717366

Date Mailed: 01/30/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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